

DANIEL G. BOGDEN
United States Attorney
District of Nevada
ANDREW W. DUNCAN
CRISTINA D. SILVA
Assistant United States Attorneys
333 Las Vegas Boulevard South
Suite 5000
Las Vegas, Nevada 89101
702-388-6336

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

-oOo-

UNITED STATES OF AMERICA,

Plaintiff,

vs.

ROBERT KANE, et al.,

Defendant.

) Case No.: 2:13-cr-00250-JAD-VCF

) STIPULATION TO CONTINUE
) EVIDENTIARY HEARING (Second
) Request) (Doc. #170)

IT IS HEREBY STIPULATED AND AGREED, by and between Daniel G.

Bogden, United States Attorney; Andrew W. Duncan and Cristina Silva, Assistant

United States Attorneys, counsel for the United States of America, and Assistant

Federal Public Defender Raquel Lazo, counsel for defendant Carr; C. Stanley

Hunterton, Esq. counsel for defendant Coleman; Michael R. Pandullo, Esq., counsel for

defendant Panter; Brent Percival, Esq., counsel for defendant Congero, Thomas

Pitaro, Esq., counsel for defendant Kane; and Terrence M. Jackson, Esq., counsel for

defendant McNamara:

...

...

1 THAT THE EVIDENTIARY HEARING CURRENTLY SCHEDULED FOR
2 September 10, 2015 be vacated and set to a time convenient for the Court, no earlier
3 than 45 days.

4 1. Counsel for Government extended a plea offer to all the defendants in
5 July. Additional time is needed for counsel for the Defendants to consider the offers.
6 Acceptance of the plea agreements may have different consequences on some of the
7 defendants. The attorneys for the Defendants also need additional time to discuss
8 those potential consequences. If the new plea offer is accepted, it will alleviate the
9 need to hold the evidentiary hearing and a trial. The parties are working diligently to
10 resolve the case pre-hearing and pre-trial.

11 2. The parties agree to the continuance.

12 3. All of the defendants are out of custody and do not object to the
13 continuance.

14 4. Additionally, denial of this request for continuance could result in a
15 miscarriage of justice.
16

17 ...

18 ...

19 ...

20 ...

21 ...

22 ...

23 ...

24 ...

1 5. This is the second request for continue the evidentiary hearing.

2 DATED this 4th day of September, 2015.

3 DANIEL G. BOGDEN
4 United States Attorney

5 /s/
6 ANDREW W. DUNCAN
7 CRISTINA D. SILVA
8 Assistant United States Attorney

9 /s/
10 C. STANLEY HUNTERTON, ESQ.
11 Counsel for Defendant Coleman

12 /s/
13 RAQUEL LAZO, ESQ.
14 Assistant Federal Public Defender
15 Counsel for Defendant Carr

16 /s/
17 MICHAEL PANDULLO, ESQ.
18 Counsel for Defendant Panter

19 /s/
20 BRENT PERCIVAL, ESQ.
21 Counsel for Defendant Congero

22 /s/
23 THOMAS PITARO, ESQ.
24 Counsel for Defendant Kane

 /s/
 TERRENCE JACKSON, ESQ.
 Counsel for Defendant McNamara

-oOo-

Defendant.

ORDER

Based on the pending Stipulation of counsel, and good cause appearing
therefore, the Court finds that:

1. Counsel for Government extended a plea offer to all the defendants in July. Additional time is needed for counsel for the Defendants to consider the offers. Acceptance of the plea agreements may have different consequences on some of the defendants. The attorneys for the Defendants also need additional time to discuss those potential consequences. If the new plea offer is accepted, it will alleviate the need to hold the evidentiary hearing and a trial. The parties are working diligently to resolve the case pre-hearing and pre-trial.

2. The parties agree to the continuance.

3. All of the defendants are out of custody and do not object to the continuance.

4. Additionally, denial of this request for continuance could result in a miscarriage of justice.

ORDER

DATED this 8th day of September, 2015.

5